

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF MISSISSIPPI  
DELTA DIVISION**

**TYRONE GARNER,**

**PETITIONER**

**V.**

**NO. 2:04CV346-P-B**

**DONALD CABANA, ET AL,**

**RESPONDENTS**

**FINAL JUDGMENT**

In accordance with the opinion issued this day, the instant cause is **dismissed** with prejudice as barred by the applicable statute of limitations.

**IT IS SO ORDERED.**

THIS the 19<sup>th</sup> day of September, 2005.

/s/ W. Allen Pepper, Jr.  
W. ALLEN PEPPER, JR.  
UNITED STATES DISTRICT JUDGE